(4)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(CHHATTISGARH)

WRIT PETITION NO. 1973 /2002

PETITIONER

Smt.Joginder Kaur,
S/o. Daljeet Singh,
Aged about 55 years,
R/o. Shiv Talkies Chowk,
Bilaspur,
Tahsil & Dist. Bilaspur (C.G.)

Versus

RESPONDENTS

1. Collector,
Bilaspur (C.G.)

2. Commissioner,
Municipal Corporation,
Bilaspur (C.G.)

3. Joint Director,
Town & Country Planning Deptt.,
Bilaspur (C.G.)

P.R. No. 2073/02
Presented by Shri ...
dated ... 9.02

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, CERTIORARI, PROHIBITION OR ANY SUITABLE WRIT OR WRITS, ORDER OR ORDERS, DIRECTION OR DIRECTIONS.

(35)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P. No.1973/2002

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	04.10.2002. Petitioner by Shri Ashish Shrivastava, Advocate. State by Shri Sanjay K. Agrawal, Deputy Advocate General. Shri Rajeev Shrivastava, Advocate for intervener. Heard. Also heard on M.(W.)P. No. 1049/2002. Counsel for the petitioner submits that the respondents are taking coercive steps for construction of road upon the land of the petitioner, Counsel for the respondents as well as intervener, on the other hand, submitted that the road is being constructed in public interest and further that the petitioner has already filed the suit, which is pending. It is submitted that since the matter is pending adjudication before the court the case for exercise of jurisdiction under Articles 226/227 of the Constitution is not made out. Having considered the facts and circumstances of the case, the material available on record especially in view of the order of trial Court and pendency of matter in the opinion of this Court, no case is made out for invoking extraordinary jurisdiction by this Court under Articles 226/227 of the Constitution of India.	

GI.PRI—FS/350—12/2000—50,000.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

However, the trial court is directed to expedite the hearing of the case. The matter shall be heard and decided in accordance with law expeditiously.

With this observation the petition is disposed of.

In view of the above order M.(W.)P. No. 1049/2002 for interim relief stands disposed of.

Certified copy as per Rules.

A copy of this order be also sent to the trial Court.

Sd/-
Fakhruddin
Judge

Thak